IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 13TH SEPTEMBER 2007 / 22ND BHADRA 1929

Crl.Rev.Pet.No. 2923 of 2007()

CRA.309/2005 of SESSIONS COURT, MANJERI (ADHOCII)
CC.95/2004 of JUDL.MAGISTRATE OF FIRST CLASS COURT-II, PERINTHALMANNA

.....

REVN. PETITIONER: APPELLANT/ACCUSED

M.K.RAMACHANDRAN, S/O KUNHU KOCHU,
MANNARKUNNEL HOUSE, NEENDOORKARA,
NEENDOOR, KOTTAYAM DIST.

BY ADV. SRI.SUBHASH CYRIAC

RESPONDENTS: RESPONDENTS/ STATE AND COMPLAINANT

---

1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

2. K.P.RAMACHANDRAN,
S/O KUTTIKRISHNAN, PANNIKODE HOUSE,
P.O.CHAMPARASSERI, PANDIKKAD, MALAPPURAM.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 13/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

* * * * * * * * * * * * * * * * * * * *

Crl.R.P. No. 2923 of 2007

* * * * * * * * * * * * * * * * * * * *

Dated: 13-09-2007

ORDER

The accused in C.C. 95 of 2004 on th**e file** of the Judl. First class Magistrate -II, Perinthalmanna for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 8493 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

3. A sum of Rs. 10,000/- (Rupees ten thousand only) deposited by the revision petitioner pursuant to the orders of the court below shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

ani.